

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA

9:00 AM

The Board of County Commissioners of Brevard County, Florida, met in regular session on November 21, 2017 at 9:00 AM in the Government Center Commission Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida.

**CALL TO ORDER**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Rita Pritchett	Chairwoman/Commissioner District 1	Present	
Jim Barfield	Commissioner District 2	Present	
John Tobia	Commissioner District 3	Present	
Curt Smith	Commissioner District 4	Present	
Kristine Isnardi	Vice Chairwoman/Commissioner District 5	Present	

**INVOCATION**

The invocation was provided by Senior Pastor Jason Carter, Trinity Wellsprings Church, Satellite Beach.

**PLEDGE OF ALLEGIANCE**

Commissioner Tobia led the assembly in the Pledge of Allegiance.

**MINUTES FOR APPROVAL**

The Board approved the October 5, 2017 Zoning Meeting Minutes, October 10, 2017 Regular Meeting Minutes, and September 28, 2017 Special Meeting minutes.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**SELECTION: CHAIR AND VICE CHAIR 2017-2018**

The Board voted Vice Chair Pritchett as the Chair of the Board of County Commissioners.

Commissioner Smith passed the gavel to Chair Pritchett.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

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The Board voted Commissioner Isnardi as the new Vice Chair of the Board of County Commissioners.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM I.A. RESOLUTION, RE: RECOGNIZING NOVEMBER 17, 2017, AS CHILDREN'S HOME SOCIETY OF FLORIDA DAY**

Commissioner Isnardi read aloud, and the Board adopted Resolution No. 17-224, recognizing November 17, 2017, as Children's Home Society of Florida Day.

A representative of the Children's Home Society of Florida stated 115 years ago they started as an orphanage in Florida to serve 24 kids and now they serve 50,000 kids and families Statewide within the State of Florida; there are 5,000 of them are right here in Brevard County; and they attack the comprehensive problem with comprehensive solutions. He continued they use mental healthcare providers and they break down barriers to education and good jobs to families living in poverty; and he would encourage the Board to join them in their journey of the next 115 years. He expressed his appreciation for the Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM I.B. RESOLUTION, RE: SUPPORTING THE FLORIDA LEGISLATURE GIVING LOCAL GOVERNMENTS THE FLEXIBILITY THEY NEED FOR LAGOON INFRASTRUCTURE FIXES**

Chair Pritchett stated reading through Robert's Rules, this is an action that the Board just voted on at the last meeting, so she would entertain a motion for Commissioner Tobia to rescind it.

Commissioner Tobia stated this is different; this is a resolution for support of a Senate Bill.

Chair Pritchett inquired if it is different than the last one he just put through.

Commissioner Tobia responded affirmatively.

Chair Pritchett stated she did not see a lot of difference in it; she still feels like it is something that the Board has already done; and asked the County Attorney to weigh in.

Scott Knox, County Attorney, stated it is the same resolution on a different body; if the Chair is asking for a motion to rescind, he thinks that would be for the original one from last time; the Board would have to act on this one separately.

Chair Pritchett reiterated she still feels like the Board already voted on this; she feels like the Board keeps beating the same dead horse over and over; she would like to entertain a motion to remove it from the Agenda.

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Commissioner Tobia stated before she does that, he thinks this is a debatable motion.

Chair Pritchett stated the motion can be seconded for discussion if Commissioner Tobia would like.

The Board approved to remove this Item from the Agenda.

<b>RESULT:</b>	<b>ADOPTED [3 TO 2]</b>
<b>MOVER:</b>	Rita Pritchett, Chairwoman/Commissioner District 1
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Rita Pritchett, Jim Barfield, Curt Smith
<b>NAYS:</b>	John Tobia, Kristine Isnardi

**ITEM I.B. RESOLUTION, RE: SUPPORTING THE FLORIDA LEGISLATURE GIVING LOCAL GOVERNMENTS THE FLEXIBILITY THEY NEED FOR LAGOON INFRASTRUCTURE FIXES (DISTRICT 3 (CONTINUED))**

Commissioner Tobia stated there are certainly some substantial differences; he would have agreed with Chair Pritchett had there not been some changes since the last meeting and he would like to go over those changes; on November 7, he introduced a resolution to ask that Florida Statute 125.0104 to amend so that the Board would have extra tools for cleanup and protecting the Indian River Lagoon (IRL); the resolution did not receive a second and it would have died there had there not been a Facebook post the following day from Chairman Smith who posted thanking Senator Brandis of Pinellas County for filing Senate Bill 658 that would help local governments receive the flexibility they need for Lagoon infrastructure fixes while serving economic tourism needs; a day later Commissioner Smith's Facebook post thanked Representative Randy Fine for supporting Senator Brandis' Bill; and then the following day, in the newspaper Commissioner Smith disavowed these posts as unauthorized and it would have ended there. He continued on however the Brevard County Tourism Director, Eric Garvey, liked one of these posts, not knowing and regardless of whether or not this was a hack of unauthorized use, or whatever the case may be, the new information is the Board now has the Brevard County Tourism Director on board according to Facebook, and he has the post, in support of this; the Board did not have that information before, and now that the Board has the information that its own Tourism Director is in favor of this, he thinks that greatly changes the outcome; and at a minimum he would think the Board would want to hear from Mr. Garvey how this is beneficial; and he thinks that is information that the Board should consider.

Commissioner Isnardi stated whether or not this Board agrees with an Item on the Agenda and whether or not it would pass, she does not like the idea of removing things from the Agenda based on a majority vote; she thinks that is a slippery slope and she does not think this Board should be doing it; she feels everything and anything should be up for discussion unless it is offensive, and she does not find this offensive; and she feels even if the Item is not likely to pass or even if the votes do not appear to be there from previous discussions on Agenda Items, she thinks stifling the discussion is never a good route.

Chair Pritchett stated she agrees with that other than when the Board starts running down paths where the Board ends up off of County business; she feels the Board has to protect that and make sure the meetings are protected from going where they have in the past; and following Robert's Rules of Order, if it is an Item the Board has already heard, there are procedures to follow and she is going to do her best to do that and try to keep the Board's conversations within the boundaries of what it is trying to discuss.

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Commissioner Smith stated speaking of superfluous motions he would like to move to remove Item IV.F.1 from the Agenda as well.

Commissioner Tobia asked since the motion is substantively different if the Board would allow Mr. Garvey, who posted on this since the last meeting, the opportunity to speak his side of this.

Chair Pritchett stated she rarely believes what she reads on Facebook, and if she believed most of those things she does not know if she would get out of bed some mornings.

Commissioner Smith interjected that this has already been voted down and there is no reason for Mr. Garvey to have to discuss a motion that has already been defeated.

Commissioner Tobia stated he does not think the Board should stifle an opinion of fact, especially substantive fact; this would have been dropped had Commissioner Smith not posted.

Chair Pritchett stated she is going to let Mr. Garvey talk, then the Board will move forward.

Eric Garvey, Tourism development Director, stated he was surprised when he saw the Agenda Item with the screen print that captured Facebook post that he apparently interacted with, he does not recall doing so; he does not typically engage in that type of Facebook post; he could not find it on his activity log; and he would not use that as an expression of his support as the quote in the Agenda.

**ITEM I.C. RESOLUTION, RE: RECOGNIZING BREVARD COUNTY SOLID WASTE, RANGER CONSTRUCTION INDUSTRIES, INC., AND BREVARD COUNTY ROAD AND BRIDGE FOR THEIR JOINT EFFORTS ON A COMMUNITY SERVICE PROJECT**

Gerry Carson of Venture Crew 1715 stated venturing is a part of the Boy Scouts; it is for ages 14-21 and is co-ed; they focus on high adventure and leadership training; and the way they do their high adventure is by having a fund raiser that they do every year at the Valkaria Airport. He continued it has been very successful and is a great community event; it is a fun family night on a haunted trail; this year Hurricane Irma flooded the whole place; they were going to cancel it, but the Airport, and the County came through and did a lot of work enabling his group to hold the event; and he would like to hand out some Certificates of Appreciation for that. He expressed his appreciation to Brevard County Solid Waste, Ranger Construction Industries, Inc., Brevard County Road and Bridge, and the Sheriff's Office for their joint efforts with this project.

Commissioner Isnardi read aloud and the Board adopted Resolution No. 17-225, recognizing Brevard County Solid Waste, Ranger Construction Industries, Inc., and Brevard County Road and Bridge for their joint efforts on a community Service Project.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM I.D. RESOLUTION, RE: RECOGNIZING NOVEMBER 28, 2017, AS WALK OUT ON CANCER DAY**

Commissioner Smith read aloud, and the Board adopted Resolution No. 17-226, recognizing November 26, 2017, as Walk Out on Cancer Day.

A representative of the American Cancer Society of Brevard County, stated the Brevard County unit of the American Cancer Society wanted to start this initiative so that they are not only raising funds and awareness for the cause but they are also promoting a healthy lifestyle by taking time out of the day to walk and be active; Walk Out on Cancer Day is just a piece of their efforts in Brevard County; through events such as Making Strides Against Breast Cancer and Relay for Life their volunteers are working to raise awareness, promote healthy lives, and fund life-saving research as well as local patient support services, including lodging and rides to treatments; and he expressed their appreciation for the Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II., CONSENT**

Commissioner Barfield noted he would be voting nay on Item II.A.3.

Commissioner Smith noted he disagrees with Items II.A.3 and II.D.6, however, he will not be voting against them.

**ITEM II.A.1., CHANGE ORDER WITH WATERFRONT PROPERTY SERVICES, LLC, RE: POST-IRMA MUCK REMOVAL DREDGING FROM THE TURKEY CREEK PROJECT AREA**

The Board authorized the Chairman to execute a Change Order with Waterfront Property Services, LLC to remove up to 35,300 cubic yards of muck material from the Turkey Lake Project Area, subject to approval by the County Attorney and Risk Management; authorized the Chairman to execute a Task Order with Tetra Tech, Inc. to provide engineering services; approved inclusion of the work in the 2018 Save Our Indian River Lagoon Project Plan Update; and approved associated budget change requests.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.A.2., TASK ORDER WITH TETRA TECH, INC., RE: PROVIDE ENGINEERING AND PERMITTING SERVICES FOR PROGRAMMATIC PERMITTING OF THE INDIAN RIVER LAGOON MUCK REMOVAL, PHASE I**

The Board authorized the Chairwoman to execute a Task Order with Tetra Tech, Inc. to provide engineering services, subject to approval of the County Attorney's Office and Risk Management, for programmatic permitting of County-wide Indian River Lagoon Muck Removal Projects.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.A.3., BINDING DEVELOPMENT PLAN APPROVAL, RE: NAJJAD, INC.**

The Board executed Binding Development Plan with NAJJAD, INC. for property located on the north side of Smith Road approximately .12 mile east of north Courtenay Parkway.

**RESULT:** ADOPTED [4 TO 1]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Rita Pritchett, John Tobia, Curt Smith, Kristine Isnardi  
**NAYS:** Jim Barfield

**ITEM II.A.4., PERMISSION TO ADVERTISE, RE: PROPOSED EXCHANGE OF PROPERTY BETWEEN R. C. KIRK AND ETHYL MAY KIRK (KIRK) AND BREVARD COUNTY**

The Board authorized advertisement of a proposed exchange of property between Brevard County and KIRK as required by Section 125.37, F. S.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.A.5., RESOLUTION AND RELEASE OF PERFORMANCE BOND, RE: TRASONA AT ADDISON VILLAGE, PHASE 5 SUBDIVISION - THE VIERA COMPANY**

The Board adopted Resolution No. 17-227, releasing the Contract and Surety Performance Bond dated May 9, 2017, for Trasona at Addison Village, Phase 5 Subdivision, The Viera Company.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.A.6., RESOLUTION AND RELEASE PERFORMANCE BOND, RE: TRASONA AT ADDISON VILLAGE, PHASE 6 SUBDIVISION - THE VIERA COMPANY**

The Board adopted Resolution No. 17-228, releasing the Contract and Surety Performance Bond dated May 23, 2017, for Trasona at Addison Village, Phase 6 Subdivision, The Viera Company.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.A.7., INTERLOCAL AGREEMENT WITH CITY OF WEST MELBOURNE, RE: MOWING MAINTENANCE OF MINTON ROAD FROM US 192 TO PALM BAY ROAD**

The Board approved and authorized the Chairman to execute the Interlocal Agreement with the City of West Melbourne for mowing maintenance of the County right-of-way of Minton Road from U.S. 192 to Palm Bay Road.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.B.2., RESOLUTIONS AND SUPPLEMENTAL JOINT PARTICIPATION AGREEMENTS, RE: TRANSIT CORRIDOR GRANTS FOR SR 520 AND SR A1A FIXED ROUTE BUS SERVICE**

The Board adopted Resolution Nos. 17-229 and 17-230; executed and approved Supplemental JPA with FDOT, in the amount of \$397,065 each, for Transit Corridor Grants for S.R. 520 and S.R. A1A Fixed Route Bus Service; authorized the Chairman to execute any follow-up documents upon Risk Management and County Attorney approval; and authorized any budget changes.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.B.3., APPROVAL OF 2018-2027 TRANSIT DEVELOPMENT PLAN (TDP), RE: SPACE COAST AREA TRANSIT**

The Board approved the 2018-2027 TDP for SCAT.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.C.1., PERMISSION TO REJECT SOLE BID RECEIVED, RE: BID #B-7-17-100, SYKES CREEK PARKWAY FORCE MAIN REPLACEMENT**

The Board granted Central Services Director permission to reject the sole bid received for Bid #B-7-17-100, Sykes Creek Parkway Force Main Replacement; authorized staff to solicit bids based on revised plans and specifications; approved awarding to the lowest responsive bidder; authorized the Chair to execute associated contracts; and authorized any budget change requests as needed.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.C.3., INTERLOCAL AGREEMENT WITH CITY OF COCOA BEACH, RE: 800MHZ PUBLIC SAFETY RADIO TOWER SITING**

The Board authorized the County Manager, or his designee, to negotiate and establish an interlocal agreement with the City of Cocoa Beach for an 800MHz radio tower off Tom Warriner Boulevard, on City property that will become part of the 800MHz Public Safety Radio Network administered by Emergency Management; authorized the County Manager, or his designee, to be authorized to execute any documents and renewals on behalf of the Board of Commissioners, as may be required to execute/administer any modification to the agreement and any subsequent extension, subject to approval by the County Attorney's Office.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi



**ITEM II.D.1., SETTLEMENT AGREEMENT BETWEEN BREVARD COUNTY, JIMMIE CROWDER EXCAVATING AND LAND CLEARING, INC., AND ALLIED PROPERTY AND CASUALTY INSURANCE COMPANY, RE: BREACH OF CONTRACT**

The Board approved the Settlement Agreement and Release between Brevard County, Jimmie Crowder Excavating and Land Clearing, Inc., and Allied Property and Casualty Insurance Company for breach of contract claims.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.D.2., AUTHORIZATION TO FILE SUIT AGAINST ANY AND ALL PRINCIPALS, SUBSIDIARIES, AND/OR AFFILIATES OF INTEGRITY GOLF, LLC AND OR ALL PRINCIPALS, SUBSIDIARIES, AND/OR AFFILIATES OF EACH OF THE INTEGRITY-RELATED LLCs, RE: BREVARD COUNTY COURSES**

The Board authorized County Attorney to file suit, where warranted, against any and all principals, subsidiaries, and/or affiliates of Integrity Golf, LLC, and all principals, subsidiaries, and/or affiliates of each of the Integrity-related LLCs associated with the Brevard County golf courses.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.D.5., RESOLUTION, RE: AMENDING BOARD OPERATING PROCEDURES**

The Board adopted Resolution No. 17-231, amending the Board Operating Procedures.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chairwoman/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.D.6., RESOLUTION, RE: FINDINGS OF FACT FOR RE-ZONING 26.11 ACRES OF PROPERTY FROM SEU TO EU, SUBJECT TO BDP LIMITING DENSITY TO 40 RESIDENTIAL UNITS, MERRITT ISLAND - NAJJAD, INC.**

The Board adopted Resolution No. 17-232, approving the findings of fact upholding the approval of the request for re-zoning 26.11 acres property from SEU to EU, subject to a BDP limiting density to 40 residential units on Merritt Island, Florida.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM II.D.7., APPOINTMENTS/REAPPOINTMENTS, RE: CITIZEN ADVISORY BOARDS**

The Board appointed/reappointed **Robert Solito** as an alternate to Planning and Zoning Board, with term expiring December 31, 2018.

**ITEM III. PUBLIC COMMENTS**

Karen Knapik stated she is with the United States Small Business Administration (USSBA) and she wanted to brief the Board on the USSBA's efforts to date for Hurricane Irma relief; as of this morning they have provided \$652 million in low interest loans, recovery loans, for primarily home owners with just a small portion, \$50 million going to businesses in the State, in Brevard County alone they have provided \$35 million; they do have the disaster deadline for both FEMA and SBA coming up on November 24; and if there are any constituents needing outreach, they are doing everything they can to address everyone's needs, please let her know.

Charles Tovey asked where the money went. He stated he has symptoms of things he has been working on and he appreciates all the Board's help in the community for the roads, the river, the economy, the work on the Economic Development Commission (EDC), the work on the Community Redevelopment Agency (CRA)s, but the homeless are still as he is; he has a home but within 60 days of the fire, there were liens put on his property so he stands here beating a dead horse; but if he does not try then he has lost his opportunity, already; the first step program in Volusia County is in effect and he believes it is self-sustaining and in progress; and he thinks the Board should look at other people's symptoms of their problems to help alleviate some of the homeless problems. He continued as of working for FDOT and having to remove miles of homeless communities, these people have no place to live, and they are causing more of a problem in jails and on the streets than they would if people would help them; some people just need a little bit of help to get along in their way of life; for whatever reason people end up in situations that they cannot get out of themselves; and he is not asking the County for money. He mentioned this is a community movement in Volusia County as well as Hillsborough to help the homeless; he appreciates everybody giving people love; his God is a God of love; and the next thing he is going to work on besides the homeless is the freedom of Religion; he has the right to worship a rock if he wants to, that is his right in the Constitution; these laws and interpretations; the original foundations are being destroyed and taken away; and if he wants to believe in a rock it is his right to express that; he believes in the God of love and his will is not one soul be lost; and if someone has not love then he or she has nothing. He stated he loves everybody; he asked to be excused for his way of defending himself, but he does it in a non-physical or harmful way to anybody and he is only telling the truth. He noted he will be at Robert's Road catching missiles, he has seen it, and he has witnessed it. He mentioned have a nice Thanksgiving.

**ITEM IV.A., RESOLUTION, RE: PETITION TO VACATE PART OF THE UNOPENED PUBLIC RIGHT-OF-WAY OF ELMO STREET - UNRECORDED PLAT SHEPARD'S CLEAR LAKE VILLAGE, COCOA - ARTHUR VICTOR DODZWEIT AND JOY F. DODZWEIT**

Chair Pritchett called for public hearing on a petition to vacate part of an unopened public right-of-way of Elmo Street.

John Denninghoff, Assistant County Manager, stated this Item is a public hearing regarding a Petition to vacate an unimproved right-of-way in the Cocoa area near the college campus; they have no plans for this right-of-way for public purposes; and they have received no objections to the petition.

There being no comments or objections, the Board adopted Resolution No. 17-233, vacating part of the unopened public right-of-way of Elmo Street, unrecorded plat Shepard's Clear Lake Village, Cocoa, requested by Arthur Victor Dodzeit and Joy F. Dodzweit.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM IV.B., PUBLIC HEARING, RE: CONE ROAD IMPROVEMENTS PROJECT**

Chair Pritchett called for public hearing on the Cone Road Improvement Project.

John Denninghoff, Assistant County Manager, stated this is public hearing to consider the possibility of allowing Road and Bridge to perform construction work on a public project that exceeds the limitation by State Statute, subject to having a public hearing to find it in the public's interest to do so; this project is known as the Cone Road Improvements Project; it is a multi-faceted project with quite a few different benefits associated with it, including traffic safety, sidewalk capacity increases, water quality improvements for storm water, also septic to sewer elements which also helps the Lagoon and provides for an opportunity for redevelopment, potential for the area located south of Cone Road, east of Courtenay Parkway and north of the Merritt Island Airport; and the County had gone to bid with this project and it exceeded the County's project estimates and budget for it by quite a bit; the County has since then considered a variety of ways it could deal with it and bring it back into budget; they think they have hit upon a way to be able to do that; it is outlined in option three and included in the Agenda report; it essentially has the stormwater elements, sidewalks, and the maintenance of traffic elements of the project to be performed by Road and Bridge; and by doing so, they believe just doing those projects alone, the County will save over \$500,000 in comparison to the lowest bid they received during the bidding process. He went on to say he would further propose that they would also go out to bid for the sanitary sewer elements of the project, to a vendor or to vendors to give them opportunities to formulate bids for it that would be more focused on their aspect of work; talking with contractors after they had gone to bid, they believe the projects need to be separated a little bit; and then he thinks they will be more focused and hopefully receive a more competitive bid. He stated to outline the options, the first option is to direct staff to award the bid and move forward with it as bid, but the County would have to identify about \$1.5 million in additional funding; option two is to reject all bids and tell staff to go out and re-bid it, but he would not recommend that because they will not have made any changes to it and he does not expect to get much of a different result; option three would be to reject all bids and find it in the public interest to have Road and Bridge for a portion of the project and then go through the

procurement process for the sanitary elements of the project; and there is always the option, which is direction given by the Board.

Commissioner Barfield stated he is very aware of the project; he has been involved in it all along; and he thinks this is truly one of the best redevelopment projects by the rules that can be done.

There being no further comments or objections, the Board approved Option 3, to reject all bids submitted for Bid No. B-4-17-93; finding this to be in the public interest to have and direct Public Works staff to construct the Cone Road Improvements, as follows: Road and Bridge Construction to perform the storm drainage pipe installation, water quality treatment train, sidewalk construction, and fence installation for \$1,255,366, approximately \$300,425 less than the low bid; and Road and Bridge Construction will also perform the Maintenance of Traffic (MOT) for both projects at a cost of \$65,000, which is \$125,000 less than the low bid amount.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM V.A., RESOLUTION AND INTERLOCAL AGREEMENT BETWEEN BREVARD COUNTY, CITY OF MELBOURNE, AND CITY OF MELBOURNE BABCOCK STREET COMMUNITY REDEVELOPMENT AGENCY (CRA), RE: EXTENDING BABCOCK STREET CRA BY ONE YEAR TO SEPTEMBER 9, 2023**

Frank Abbate, County Manager, stated this Item has been brought back to the Board; it is the Interlocal Agreement with the City of Melbourne for the Babcock Community Redevelopment Agency (CRA); the Board had previously authorized him to go back and renegotiate the terms that were tentatively agreed upon by the parties; those in negotiations have concluded and the result of that is incorporated not only in the agreement before the Board but outlined in the Agenda Report; he was able to accomplish some of what the Board had requested since the last meeting; and this includes keeping certain provisions that were in the prior agreement under Section 3(B), allowing the Board to continue the right if it so chose, to basically provide oversight to the CRA; and most importantly he thinks this is an extremely good partnership between the City of Melbourne and the Board where Babcock Street on the north side where it will be able to be re-paved, and upgraded. He continued the City will not only accomplish that, they will also take over the roadway after that and he thinks it is very consistent with what the Board was seeking to do and the City as well to get that road, which was a road that needed repair; as an ancillary to that there is also a variety of side roads on Apollo, and NASA Boulevard that are going to be positively impacted through this; and he believes this is very consistent with the Board's intent to where he could enter into an agreement that addressed a road and infrastructure issues with the CRA so he is thankful for the Board's consideration of this Item. He added as an Exhibit that the City is moving forward as well and have already set two tentative public hearings to modify their CRA to incorporate this and prioritize this as a project; he is thankful for the County Attorney's Office and several staff members who involved in negotiating with the City's attorney to get this agreement in the format that is presented before the Board today.

Commissioner Tobia expressed appreciation to the County Manager for all of his hard work; he stated he wants to speak to the consistency and he understands Mr. Abbate is working within guidelines and he clearly has a fractured Board when it comes to the disposition of CRAs; the

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Board did have some common requests and he would like to break down those common requests to see how consistent this agreement is with the wishes of the Board that were put forth; he thinks one of them was a one page annual report template, listed as Exhibit A, it was one and a half pages and asked wild questions such as what are the boundary lines, who are the board members, and a balance sheet; and he inquired if that is in this interlocal agreement.

Mr. Abbate stated he does not believe that particular provision is in the agreement.

Commissioner Tobia stated the Board asked for the CRA's to negotiate a time to sunset earlier than their current sunset, and not only is this CRA not sunsetting sooner, but it has now increased the sunset date.

Mr. Abbate stated that is correct, it has been extended one year so it can accomplish the task.

Commissioner Tobia stated the Board asked for no more bonding and he thinks there was an exception with the Chairman's discretion on the parking project in Cocoa Beach; and he inquired if this agreement would allow for any reason bonding of money.

Mr. Abbate stated it indicates that they cannot bond beyond the maturity date of the CRAs termination; and in fact they have taken an inner city loan to fund that project; he believes that is what their intent is; but the specific language is in Section 10 of the proposed agreement.

Commissioner Tobia stated he got that; but it does not matter where it is being loaned from, it is being loaned from the City's resources.

Mr. Abbate stated that is correct, there is a loan.

Commissioner Tobia stated consistency was mentioned with what the Board's request were, however there is no annual report, they are not sunsetting early, there are loans, and he understands this is being done by working within parameters, but he inquired where this is consistent with the wishes of the Board.

Mr. Abbate stated he believes it is very consistent with the most important wish of the Board, that he understood was to use CRA funding if possible to provide infrastructure and assist with road; and he thinks this does that in a most admirable way. He continued to say he wished he could get every agreement in similar terms, to accomplish what he thinks was the underlying objective of the Board; and that is what they tried to do in this particular case.

Commissioner Tobia stated he thinks this has been a very difficult task and he thinks Mr. Abbate has worked within the parameters as hard as he could; and he thanked Mr. Abbate for bringing this product back to the Commission.

Commissioner Isnardi stated many Board members expressed the need for the CRA's to start contributing to the infrastructure as opposed to facades and other projects that do not really benefit the entire City, but benefit private business; she commended staff, because she knows a lot of people do not see the meetings and negotiations that go on behind closed doors; she knows Mr. Abbate and County staff work very hard to ensure that the County could keep its promises to the residents and businesses on north Babcock Street that it would get this road done and she thinks using CRA funds to do that is fantastic; and if the County is stuck with these CRAs then this is the kind of project she wants to see them doing. She added whether their City chose to loan them the money to finish the road project, that is between their board and the City; the City is making the loan to the CRA, it is not the CRA incurring more debt; she is thankful and grateful because she did not work nearly as hard as staff to get this done with the City of Melbourne; and she is happy to support this with the extra year being allowable for

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the CRA to ensure that the infrastructure will be completed and so that the City of Melbourne may even complete more roads close to Babcock Street.

Chair Pritchett stated she just wants to remind everyone that when the Board had the CRA Workshop she thinks the consensus of the Board was to try to get an interlocal agreement with a time certain; as far as Mr. Abbate's marching orders, he has done very well; there is a conversation by the Board with a wish list of things it would like to get put into it; and she appreciates him doing this. She went on to say that Commissioner Isnardi since the beginning of time has been trying to champion to get this road completed; she thinks this is a very creative thing; and she is very happy for her District getting this done.

Commissioner Smith stated he would like to thank the City of Melbourne, City Manager for being here; he thinks it was back in March when he had him and the Mayor in his office and they outlined and put the frame work of this agreement together and he is very happy to see where they are; he is very much in favor of this because it provides an end date of the CRA and that is very important; and his biggest problem with CRAs is that they appear to be a never-ending entity and now that the Board has provided a means for this Melbourne CRA to go away, and provides for resurfacing Babcock Street because everyone knows how disparately that is needed, and it saves the County money going forward because the County will no longer be responsible for this section of Babcock. He added he thinks this is a win for everybody and at the end of this everyone comes out a winner and he is very happy for Commissioner Isnardi that she is getting her road fixed.

Commissioner Isnardi stated she forgot to thank Councilwomen Debbie Thomas; she was her contact person over there and through this whole process she has gotten to know Ms. Thomas and she really appreciates her efforts in coming to her office.

Mike McNees, Melbourne City Manager, expressed his appreciation to the Board, County manager, Mr. Denninghoff, and the County Attorney for their efforts in getting this done.

The Board adopted Resolution No. 17-234, amending Resolution No. 97-187, extending the Babcock Street CRA by one year to September 9, 2023; and executed Interlocal Agreement with City of Melbourne and City of Melbourne Babcock Street CRA.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Rita Pritchett, Jim Barfield, Curt Smith, Kristine Isnardi
<b>NAYS:</b>	John Tobia

**ITEM VI.A.1., BOARD CONSIDERATION, RE: REQUEST FOR REDUCTION OF FINE AND RELEASE OF CODE ENFORCEMENT LIEN FOR LISA R. WENDT AKA LISA R. BRAY, 2775 BROCKETT ROAD, MIMS**

Tad Calkins, Planning and Development Director, stated this is a request for the Board to consider a Special Magistrate's recommendation to reduce the accrued fines for a violation at 2775 Brockett Road, Mims, for a Code enforcement case 13CE00760 from \$4,435 to \$2,205 and direct staff to prepare and execute the release and satisfaction of Lien upon receipt of the payment; this Code enforcement case went to the Special Magistrate originally in 2013; the fine accrued to the maximum; and the respondent, Mrs. Bray, petitioned the Special Magistrate back in September for a reduction, and he is providing that today for the Board's consideration.

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Chair Pritchett stated she was able to ask Mr. Calkins some questions; Ms. Bray has worked with him and has been very respectful; there might have been a complication because she had a name change and did not receive notice; she is not in agreement moving it all the way down to her request because she thinks it should cover the County's costs; she was aware there were violations all of this time and she probably should have taken care of her property; and she suggested moving it to \$1,868, that would totally cover the County's costs.

Commissioner Tobia inquired if the \$2,205 was from the Special Magistrate's recommendation.

Chair Pritchett responded affirmatively.

Commissioner Tobia inquired if Chair Pritchett wants to decrease it to the actual cost of the County's time.

Chair Pritchett responded affirmatively; she stated Ms. Bray requested \$800.

Commissioner Tobia explained he thought she meant the request for \$2,205, but it was off Ms. Bray's request of \$800. He thanked Commissioner Pritchett for the clarification.

The Board considered Special Magistrate's recommendation to reduce the accrued fine for the violation at 2775 Brockett Road, Mims, Case 13CE-00760; approved reducing the fine to the actual cost of \$1,868, the enforcement cost of \$550 was paid, bringing the remaining actual cost to \$1,318; and directed staff to execute a release and satisfaction of lien upon receipt of payment.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM VI.A.2., BINDING DEVELOPMENT PLAN APPROVAL, RE: MORRIS AVENUE MOBILE HOME PARK**

Tad Calkins, Planning and Development Director, stated this is a request for the Board to approve and authorize the Chair to sign a Binding Development Plan (BDP) for Morris Mobile Home Park; and the zoning change was heard by the Board back on August 3, 2017.

Chair Pritchett noted Mr. Calkins had stated that if this were turned in before Friday, it would have gone through with the Consent, so this is basically a paperwork item.

The Board executed Binding Development Plan with Morris Ave Mobile Home Park for property located on the west side of Morris Avenue, approximately 220 feet north of Canaveral Groves Blvd.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chairwoman/Commissioner District 5
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

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**ITEM VI.F.1., RESOLUTION, RE: CENSURING JIM RIDENOUR, CHAIRMAN, TOURIST DEVELOPMENT COUNCIL**

Commissioner Smith stated he made a motion to remove this from the Agenda; he feels the Board has no legal basis to censure a person from the public; the Board does not even have a censure ordinance for this County; and he believes this is a Superfluous motion.

Commissioner Tobia stated on Robert's Rules, and inquired what would the rule violate.

Commissioner Smith stated the County does not have an ordinance and he would venture to say, the Board has no authority to censure someone in the public for comments they made; this is still a free country; and Mr. Ridenour and everyone else has a right to say whatever they want regardless of whether someone likes it or not.

Chair Pritchett asked the County Attorney to weigh in.

Scott Knox, County Attorney, stated the Commissioner is correct, Brevard County does not have a censure ordinance; he thinks in the context of the advisory body, which is the Tourist Development Council, the only action that the Board is really able to take is to remove volunteer members of the Advisory Boards if there is a good cause; he does not see this as being a cause for removal; and it is something the Board would have to look at and determine.

Chair Pritchett inquired if the motion to remove the Item from the Agenda is appropriate.

Attorney Knox stated the Board can remove things from the Agenda if the Board votes to do that.

Commissioner Tobia stated to be clear that motion to remove it would be to waive Robert's Rules of Order; and he inquired if that is correct.

Attorney Knox replied affirmatively. He stated Robert's Rules are in the Board's operating procedures as guidelines, so the Board is authorized by the very last provision on those rules to waive it anytime it so chooses; and the Board has always construed waivers to mean three votes; and if someone is going on something as Robert's Rule, then three votes would waive Robert's Rules.

Commissioner Isnardi stated she would not be in support of this ordinance for various reasons that depending on the direction of how this Board moves forward she could explain if there is discussion; she is adamantly opposed to any Board Commissioner, or by vote the removal of things on the Agenda no matter how ridiculous someone thinks they are, and no matter how unrelated they may be to County business; if this does go to the Board for discussion she will then explain her reasoning behind disagreeing with the resolution.

Commissioner Barfield inquired if there is no ordinance and there is no law to vote that they are in violation of, then how can the Board even vote on it, because he thinks it would be mute.

Attorney Knox stated it has been brought before the Board by a Commissioner; as he understands it there is a motion pending to remove it from the Agenda; that is appropriate; in terms of what he said about dealing with members of the Advisory Boards, the Board has the authority to remove people who are on those boards but only for cause; in his mind the events in this resolution are past tense and maybe it is something that could have been considered before somebody was appointed but that is not where this at now; those people are on the board at this point and removal for those reasons is not appropriate at this point; and there is no legal basis for censuring anybody in this County right now.



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Commissioner Isnardi asked if this resolution calls for cause of removal.

Attorney Knox stated he does not believe so; and the Board can certainly disagree with that.

Commissioner Isnardi stated she did not understand why removal was being talked about; she thought she had missed something in the resolution.

Commissioner Tobia stated he just wanted clarification of the motion by Commissioner Smith. He inquired if it was to waive Robert's Rules and remove the Item from the Agenda.

Commissioner Smith responded affirmatively.

Chair Pritchett stated there is a motion on the floor to waive Robert's Rule on this Item and remove it from the Agenda.

Motion dies due to lack of a second.

Chair Pritchett asked the Board to be careful, moving forward, that it is not doing anything to harm a member of the public with personal items because of disagreement in opinion; and she suggested the Board be aware of that so the Board does not run the risk of stopping freedom of speech from the public at large on items.

Commissioner Tobia stated certainly this resolution does not seek to do that at all; every Board member at one time or another has stressed the importance of having a positive relationship with the Delegation; having one of the Advisory Council members label the action of one of the County's delegation members as criminal certainly negatively impacts that relationship; and he has spoken directly with that member, and it was not received positively nor was there an apology or an explanation tendered. He continued he does not believe that provides for good discourse between County and State Government and that is the reason he has proceeded with this resolution. He went on to say it was not on Policy, it was on comments made by one of the County's board members about the actions of one of the County's representatives. He read the resolution aloud and made a motion to adopt the resolution.

The motion dies due to lack of a second.

Commissioner Isnardi stated it is okay that Commissioner Tobia brought this Item and that he feels strongly about Jim Ridenour expressing his First Amendment right as a member of the TDC board, an appointed member by another Commissioner on this Board; she thinks, given the fact that he is a retired Lieutenant Colonel of the military and a committed member, he is not a friend of hers, however, he has a reputation in this County as being a doer and an exceptional volunteer in the community; the Board is not always going to agree with what everyone says either in the newspaper, on social media, or otherwise, but she is adamantly opposed to this public embarrassment to him; Commissioner Tobia is taking two issues and making them a combined issue which they are not, and that is the health of the Indian River Lagoon versus someone's opposition on how Tourist Development Taxes are spent; and she thinks this is a waste of government time and that it is a shame that someone is trying to attack this man's character because he does not agree with a representative. She continued to say she could pull over 100 Facebook posts from the past 14 to 21 days for Representative Randy Fine and find where he accuses this Commission of giving project money away to its friends, which in turn would be accusing a Commissioner of a crime; she inquired if that would be accusing the Board of being criminals as well; she stated that is a huge stretch; Representative Fine is passionate about the Lagoon just as Mr. Ridenour is passionate about the tourism industry; and she commented she thinks getting petty and going down this rabbit hole of insanity is just a waste of time.

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Commissioner Barfield stated he has known Mr. Ridenour for some years; he is a military hero, a retired veteran, he is so much in the community for economic development, but also helping all kinds of community organizations and to slam him like this is a travesty; the other thing, his first job out of college he worked as a health inspector, sanitarian, for Brevard County and he knows what inspections are like and what the reports are like; the wording can be taken out of those very carefully and made to sound much worse than it really is, so when pulling these things out, people must look at the details; and he thinks there is no reasoning to put anything like that into this resolution to try to hurt someone's reputation is uncalled for. He noted he thinks this is just appalling.

Commissioner Smith stated he thinks this is a despicable attempt to slander a very decent and honorable man and he does not know the reasoning behind this attack, but he believes it is disgusting.

Chair Pritchett stated she believes people have the right to the freedom of speech, and she would fight to keep that right for everyone; on that note, she thinks as a government entity the Board has a little more responsibility, and she does not want people to be afraid to have a comment for fear of a public lashing from the government, especially when the government is under so much ridicule these days; she thinks the Board needs to start operating at a higher standard; the newspaper headline just today, was about all these sexual accusations for people who are serving in the community and at the federal level; and she reiterated she just thinks government has to set a higher standard of civility, open communication, and a way to operate that is not so embarrassing to the public opinion. She noted people do not even like government anymore because of the behavior going on. She continued with that said she would like to agree with some of the comments she has heard; she thanked Mr. Ridenour for all of his work; she stated he volunteers to do this, he is a smart guy, and he has helped bring a lot of good into the economy of Brevard County; and even Mr. Hermanson is a smart guy, and a good person in the community. She went on to say she just wanted to show her support for all they do; there are things that happen in life and that does not mean that it is good business or bad business; she would never want to hurt someone's personal life or their business because of a difference of opinion that probably should not be debated out in public forum.

The Board considered request for a resolution censuring Jim Ridenour, Chairman of the Tourist Development Council, but took no formal action.

**ITEM VI.F.2., GRANT PERMISSION, RE: USE CURRENT CHAIRMAN'S SIGNATURE PLATES**

Frank Abbate, County Manager, stated this is just an administrative matter, and until the County receives the new signature plates it will use the current one.

The Board granted permission to continue to use the current Chairman's signature plates for signing the Payroll and Accounts Payable checks until new signature plates can be obtained with the new Chairman's signature.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

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**ITEM VI.F.3., PERMISSION TO ADVERTISE, RE: AMENDMENT TO ORDINANCE REGARDING CORRESPONDENCE SENT BY COMMISSIONERS**

Chair Pritchett stated she has brought this Item to the Board; her main request is that if a Board member requests something personally or makes a demand on a person or entity or implying that it is the consensus of the Board, she would like there to be a disclaimer on those items.

Commissioner Isnardi stated she thinks the Ordinance is pretty specific of what is required; she thinks if cities have a hard time understanding who a correspondence is coming from whether it is a particular District Office or the entire Board of County Commissioners then she would question their qualifications to serve; the Board members were all elected to their own Districts; and to have to put a disclaimer on the office letterhead cheapens the office and makes them look like a bunch of school children.

Chair Pritchett stated she respects Commissioner Isnardi's opinion, but it is so different than hers.

Commissioner Smith stated he respects Commissioner Isnardi's comments and while he largely agrees with them, he thinks there is an exception on this Board where there is one Commissioner who likes to grandstand, likes to push his weight around and act as though he is the Commission, and he ruffles an awful lot of feathers in the County and the cities by doing that; he does not think it is a question of the bodies misunderstanding that it is coming from one person, he thinks it is just a point of order the Board needs to make sure that when it addresses cities or other elected bodies that they know the request, the order, or the information is going from an individual or the Commission as a whole; and he thinks this ordinance serves that purpose, and is necessary.

Commissioner Tobia stated the ordinance presupposed Commissioner Pritchett as the Chair and he inquired if sunshine was broken or if she had some good intuition as to what the vote would be; he stated she had provided quite a lot of criticism to him for bringing items to the Board at the last minute and his office received this at 2:45 p.m. on Friday; further she brought issues to the Board about using the County Attorney's time without receiving general consent from Commission; and he does not recall this ever coming before the Board or her asking for the County Attorney to draft it, regardless, he is in support of this ordinance. He continued the letters he sent to Titusville were written by him, they did not have the County seal, they were written in the first person, they were personally signed by him, and the Council was not able to make the determination that it was from a single member instead of the Commission; he thinks that lends some strength to her ordinance; he does have a couple questions about the ordinance before he comes to his conclusion; many times his office receives requests from Waste Management about trash pick-up and he inquired if his office were to contact Waste Management to ask for a pick up if his office would have to include that disclaimer on the communication; another would be if she had a Facebook post that said help Brevard County try to win \$20,000 for a local park, follow the link, like and share, that would be a demand of citizens to get involved and he inquired if that Facebook post then need the disclaimer; and he stated he will work within the guidelines, but by no means will this stop him from continuing to do his job. He noted he wants to be very clear that the County Commission District 3 Office found the mismanagement of the Town of Palm Shores CRA that cost taxpayers \$100,000 a year; it can be called grandstanding, or it can be called finding \$100,000 a year, which is more than he can say from any other Office; his staff is extremely diligent in order to find this stuff; when he finds misappropriation of taxpayer funds, which he has in the past, he will not hesitate to continue contacting those responsible parties in 12 point font, 18 point font, 24 point font, bold, italicized, and highlighted; if this makes Chair Pritchett feel more comfortable in those communications, he has absolutely no problem with it; and he stated he will follow this and asked that she let him know how the ordinance would deal with the Waste Management and

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Facebook examples that he mentioned, so he can follow this as diligently and as closely to the letter of the law.

Chair Pritchett stated she would not want to stop what he would like to do, and that was not the intent of this; she inquired with County Attorney Scott Knox on the Waste Management issue, but as far as the Facebook issue she agrees there should probably be a disclaimer on those.

Scott Knox, County Attorney, stated first of all this is a draft, so it is always subject to being changed; secondly, it can certainly be limited to what kinds of communication the Board decides; that is all open to debate and can be refined as the Board goes along; and he thinks Commissioner Tobia made a good point with getting down to helping the constituents.

Chair Pritchett stated that maybe that could be written into the draft so it does not encumber the work of the Commission Districts.

Attorney Knox stated that can certainly be modified.

Commissioner Isnardi inquired if this ordinance is in response to a complaint from a municipality or from someone who said they did not know if something came from a District Office as opposed to coming from the Board.

Chair Pritchett stated in her District when they received it, typically when they receive letters they consider it coming from the Brevard County Commission, and that was the first call she received asking what the County was doing, they were not ready for this, and had not heard anything ahead of time; and she stated to them she had not heard anything about it as well. She continued on to say she understands that; they are very smart people so it is not a lack of that; and she just thinks getting more clarity on the communications is a good idea. She commented sometimes the Board has disclaimers before it moves forward; and she thinks this will help negate future law suits as a Commission; and the Board does have an awful lot of power so she thinks it needs to think about these things as it does things in the community. She continued this is the first time she noticed her being put on the ordinance as Chair; she thinks her staff helped out with that and maybe they were a little hopeful; she thinks the consensus of what she has been hearing for the past six months is that Vice Chair does move to the Chair, so she is guessing that is where that conclusion came from; and she noted there was no broken sunshine laws.

Commissioner Isnardi stated the reason she asked is because her office has not received any complaints or concerns; where she is a little concerned is when the legal questions come, what kind of disclaimers are the Board going to have to put on updates with reconstruction or paving in each District or simple email communications; she thinks this is just adding a little bit of bureaucracy because a Commission Office might be making a person or two uncomfortable; and she reiterated her staff he receives a lot of emails and that has never been an issue or complaint. She added she thinks this actually exposes the Board more if a Commission Office or an individual in the office fails to have a disclaimer or if someone is posting somewhere innocently; and she just thinks it is silly.

Chair Pritchett stated the disclaimer could be put on everything stating that it is each individual's own opinions and not the consensus of the County Commission.

Commissioner Isnardi stated that should be a given since they were all elected by their own Districts.

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Chair Pritchett stated obviously not after the last scenario; the City of Titusville were calling special meetings at 6:00 a.m. trying to get things to her in a timely manner because they were not sure of it; and in all fairness they do not know any of the Board other than herself.

Commissioner Isnardi commented they probably should get to know the Board if they do not know the difference between getting a letter from the Board.

Chair Pritchett replied she is not going to chastise them because of what they had to go through with that situation; when she worked on the City Council, they were not supposed to send out information on letterhead without a disclaimer on it; it is just something she has been used to through the years; and she still thinks this is a good idea. She added this is just when a Commissioner makes some type of demand or making something sound like it is coming from the Commission; and she thinks it is just a safety for the Board.

Commissioner Barfield stated he has a situation to explain about a prior County Commissioner; he had another County Commissioner send a letter to all the residents of Savannahs Golf Course telling them that the County was going to abandon their golf course and that they would have to start paying for that; imagine the phone calls on a Friday afternoon; when sending out letters, it needs to very clear; for people who never deal with the County, when they receive an official letter from a County Commissioner it is very important that it is clearly stated; and that is just one instance that he has had.

Attorney Knox stated the tradition unbroken in the 24 years he has been there is the Vice Chairman takes the Chairman's chair, so he assumed it was going to happen in this case and that is why Chair Pritchett's name appears at the bottom of the ordinance.

Commissioner Tobia stated for disclosure when his office sent that letter to the City they also sent it to her office; he stated if he sends an Eagle Scout a congratulatory letter or any other form of correspondence, it would look pretty horrible saying the individual worked really hard and congratulations but this correspondence is not being sent on behalf of the Board of County Commissioners, in other words one Commissioner likes that person but the rest of the County Commission probably does not; and he asked if that could be clarified a little more. He commented he is not aware of any lawsuits and he inquired if she is aware of any lawsuits that are pending against the Board.

Chair Pritchett stated she is not aware of any; this is just if the Board got a really rogue Commissioner at some time that did something, this would maybe protect the Board; there are going to be new Commissioners through the years; and when someone recognizes there may be potential problems she thinks it might be time to come up with potential solutions, like Commissioner Tobia did with the Ethics Ordinance.

Commissioner Tobia inquired if in the past 24 years if there had been any issues with a Commissioner's Office and if Attorney Knox could tell the Board about the possibility of that happening in the future.

Attorney Knox stated he could not think of any off hand in the past 24 years where a Commissioner has caused a legal issue, that is not to say it has not happened, he just cannot think of one at the moment; it is conceivable that it could happen if a Commissioner is not careful about what he or she says it could cause issues because they represent the Commission as well as themselves; and he thinks what Chair Pritchett is trying to accomplish is if there is any correspondence going to other governmental agencies making any kind of demand, it is to avoid any kind of confusion of whether it came from the Commission or an individual Commissioner. He noted he thinks that is reasonable.

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Commissioner Tobia stated he thought the request for public documents had to be potentially anonymous, and he inquired if that is the case what the legal ramifications are for forcing potentially a member of this Commission with a disclosure with State Statute allowing for anonymity of request for public documents.

Attorney Knox stated there is nothing in this Ordinance that says a Commissioner has to send a request for public document under his or her name; that can still be done.

Chair Pritchett commented that would be obvious at that point that the person was not representing the Commission.

Commissioner Isnardi stated she would support this if it was limited to say communication between governments; she reiterated she does not want to be in a situation where she is giving her neighbor a reference letter for college and she has to put a disclaimer on the bottom of it, because that is promoting him to a school.

Chair Pritchett stated she thinks that would fix it; that is why she put in the word demand so that it would not affect congratulation letters; she definitely did not mean to mess with the Waste Water item because that is a lot of work; she would be comfortable with that; and she asked Attorney Knox if that could be corrected to say, "With other governmental entities."

Attorney Knox commented sure.

Chair Pritchett inquired if a motion needs to be done now, or if it needs to be brought back.

Attorney Knox stated the Agenda Item calls for advertising of the ordinance so the Board would advertise the ordinance with the modifications that have been indicated today.

The Board granted permission to advertise amendment to Ethics Ordinance establishing a procedure whereby any official correspondence sent by a Commissioner to governmental entities, or Facebook posts by a Commissioner, must include a disclaimer stating that the view expressed by the Commissioner in the letter, email, request, or other correspondence are his or her own personal views.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	John Tobia, Commissioner District 3
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

## ITEM VII. PUBLIC COMMENTS

Christina Madsen stated she works for Brevard County Fire Rescue (BCFR); she mention the Board has probably seen her there with BCFR before discussing staffing and wage problems; today she showed up for work on time and while she was checking her County email, there was an email displacing her out of her station that she has been with, Cocoa Beach Fire Station, for five years; she has been on the job for 18 years; and she has been taking care of the residents of Cocoa Beach. She continued to say BCFR is taking her out and replacing her with an EMT in her position with a Lieutenant Medic; Snug Harbor, who is a County not a city, is run by themselves; last shift she ran a call and it took the engine crew 10 minutes to get on scene to a lady who was actively seizing; there is no way a paramedic who administers medications, establishes airways, and assesses a patient, that she could have had an EMT partner on that

call; she had to push drugs on the patient, and luckily her Lieutenant was a Medic, and both of them were able to secure the patient's airway and start procedures, but the engine crew did not show up for 10 minutes; being left out of this station, who is family for her, she loves the residents and she takes it personal, that is why she is here today; and she really hopes the staffing can be reconsidered because the staffing on the rescues are no dropping down to one Paramedic who does all of the advanced care. She added an EMT does basic care; an ER doctor cannot render advanced care with a secretary standing next to him; in emergency rooms, there are nurses, other respiratory therapists, but there are not on these rescues right now; and she knows the Union has been here fighting for BCFR, but it is getting rally bad and scary here, especially with the senior people who are leaving. She went on to say she had a lady who was having cardiac arrest and the EMT did not know how to get to the hospital because he was from south Florida; this needs to stop because somebody is going to get hurt, and someone is going to end up losing a loved one over this; Management needs to treat the employees better; she received an email when she should have received a phone call or a meeting; she had to take her shift off today because she is torn apart that they decided to do this to her through an email; and she really renders that the citizens are at a risk with the decisions being made by this Board. She commented she does not know if the Board understands that BCFR is staffing these rescues this way. She asked the Board to consider what the Union is telling it, and to call Management.

**ITEM VIII.D., BOARD REPORTS, RE: JIM BARFIELD, DISTRICT 2 COMMISSIONER**

Commissioner Barfield stated that he is bringing up an issue that really saddens him to have to bring it up; it has to do with the Emergency Operations Center (EOC) and the planning it has done and the process it is going through; the background since he has been in office, he was elected in 2014, one of his big issues has been what the Board is going to do with the EOC; it was built in the early 60's and the Board knows how bad it is; he has been working to get the EOC, along with other Commissioners and Kimberly Prosser, Emergency Operations Director, to try to get this in the State budget; last year, through working with Brevard County Delegation, they did that; and the Board got money in to do the design. He continued it started with the local Legislators who helped push this forward; it went through the House, passed through the Senate, got to the Budget, and the Governor finally approved it after vetoing it for years; the County ended up receiving a grant for the design that would be competed for to find the right architectural engineering firm; and he understands the process on how to do proposals because in his business he works in governmental proposals and contracts. He noted it is a very process where from beginning to end it is very tightly controlled because with government, when it starts issuing contracts, it is one of those things that are the easiest to have cronyisms and it is too easy to give money away. He went on to say in the process of the design, going by the procurement process, which the County has and he thinks is excellent, is run by people who are certified to do these procurement activities; a selection committee was established and it consists of three voting members and one non-voting member, which is on staff and handles all of the administrative side and is the point of contact; the members on this one include John Denninghoff, Assistant County Manager, Frank Abbate, the County Manager, and Kimberly Prosser; the Request for Proposal (RFP), which is a solicitation document clearly explains the EOC project, the rules, the terms and conditions, and goes out to the bidders; along with that all firms were notified that all communications must be made to an official point of contact named in the procurement document; and all communication relevant to the EOC procurement with any other staff or the County Commission is prohibited from the time the RFP is issued until contract award. He mentioned this process is to prevent any external political impact on it, where if anybody else tries to make any changes to it, or tries to have input on it while this is going on because it has to stay pure. He stated the Commission, in order to expedite the award of the contract, voted to authorize the County Manager to negotiate and award the contract once the selection committee comes up with their decision; that would make the process go much

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quicker; the EOC procurement had been advertised and the proposals had been received; and upon receipt of the proposals the selection committee evaluates and scores the proposals per the solicitation to select a contractor. He went on to say, on October 27, 2017, during the procurement process Ms. Prosser received a letter on State of Florida letterhead from State Representative Randy Fine in support of one of the bidders for the EOC design award; he reiterated Ms. Prosser is on the selection committee and is the most knowledgeable of the EOC; and he provided copies of the letter to the Board. He continued to read the letter, "Dear Ms. Prosser I am writing you today in support of the bidder's team candidacy for the design of the award competition for the new Brevard County Emergency Operations Center. I'm not a qualified to opine this company's qualifications for the job; I leave that to you, and have no wish to influence your decision as you make those determinations. With that said if there are multiple equivalent options that you are considering, all other things being equal; I would ask that you give special consideration to the local option. The bidders team has a unique impact economically on this County as the only prime candidate based in Brevard. This company directly employs nearly 200 people. In fact according to the Economic Development Commission of Florida's Space Coast report dated October 20, 2017, this company's operations are estimated to have a total economic impact on Brevard County of more than \$49.3 million annually, supporting 564 jobs and generating over \$41.3 million in local income. The company has over 50 years of capabilities in Brevard and has also shown a charitable spirit for civic project participation in the community. I wish the best of luck as you make your selection. Regards, Randy Fine, State Representative, District 53." and written on state letterhead; a few things in the letter, "I have no wish to influence your decision." and inquired why then send the letter; then he states "that said, I would ask that you give special consideration", and only one company is recommended and it is stated five times; and it gets worse as Representative Fine is the Chairman of Brevard County Delegation, and he has supported and voted for funding the EOC design. He added the Legislature, the House, and the Senate put it in the Budget and the Governor signed the Budget; Representative Fine voted for funding, but the issue is, now he wants to tell the Board who to award this contract to; and he inquired what is wrong with this picture. He stated the whole system is set to prevent any political interference with procurement processing, yet this has happened; it puts staff into a very, very difficult situation; staff is working in a pure environment from the time the RFP is sent out to the time the proposals come in; all of that is to be kept very close and secure so there is no influence from anyone; this circumvented the whole system; it went directly to Ms. Prosser; it even gets more complicated because the EOC has two phases, the first being the EOC gets designed and the second phase is construction; the County is going to be trying to receive grants for construction; and this is inexcusable. He noted sending this letter to a selection committee member gives the complete appearance of misuse of a public position; by using his spot as an elected official where he actually has a say in the funding, is inexcusable to now try to recommend a company to do this; Counties and municipalities all have their own procedures for procurement and they are all very strict; and this County has a very sound procurement process. He added this has just gotten all over him for the fact that someone is trying to influence the selection of a contract; there are all kinds of buzz words that could be used for this, but the fact is, it is wrong; and a House member or Senate can send a letter to a County Commissioner and say they recommend someone, but that is different than going to someone on the selection committee and give them a letter because the Board makes a final decision on these things, and they can say whatever they want, but where it is pure is from the time they develop the solicitation until the contract is signed. He noted in that time frame, it has to stay totally pure; when there is political influence it introduces poison and ruins it; and what he is recommending is that County Attorney, Scott Knox, look at all of the County's Policies and Procedures, and State Statutes to make sure the Brevard County is doing everything possible in its procurement process to prevent this; and he is also going to send the letter to the State Attorney's Office to get his opinion. He stated the Board has to hold its politicians accountable for things like this; it has to make sure these things do not happen; and he feels for Mr. Abbate's staff who had to figure out how to deal with this;



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when he saw it, he was very upset; and he commented there have been enough issues in this County with another instance involving a former Clerk of Court.

Chair Pritchett inquired if Attorney Knox would come back with some recommendations on that. She asked if the Board needs to do anything from the County's standpoint, to isolate this, if it is going to mess up anything, and if it needs to do some damage control so it does not slow down the process for the new EOC.

Attorney Knox stated he needs to ask the chairman of that committee if they have acted yet.

Mr. Abbate stated he spoke to Ms. Prosser; she told him about the letter and he believes she received the letter the day after the selection committee had already meant and made their tentative selection; the three people who were on that particular committee with Ms. Prosser were Euri Rodrigues, Waste Management Director, and Time Lowry over Construction; those three met and made the selection; and he reiterated he believes Ms. Prosser received that letter the following day, so he does not think in that particular situation that the letter would have influenced them because they had already made the tentative selection.

Commissioner Barfield noted he believes that no contract has been signed as of Friday.

Mr. Abbate stated that is correct, however, he is saying the vote has been taken of who they selected.

Leslie Rothering, Purchasing Manager, stated she was involved in the selection process along with the committee Mr. Abbate mentioned; Ms. Prosser did mention she received a letter, but it was the following day after the Committee members met, made their selection, and have a number 1 ranked firm and a contract that has not been finalized; and they are in the process of working on that.

Commissioner Barfield inquired if the project is still in the non-communication phase.

Ms. Rothering responded affirmatively; and until the contract is finalized there should not be any contact with staff.

Commissioner Barfield stated absolutely.

Chair Pritchett stated her hopes would be for the Board to do whatever it needs to do to protect the procedure moving forward, so this does not slow down the process.

#### **ITEM VIII.E., BOARD REPORTS, RE: JOHN TOBIA, DISTRICT 3 COMMISSIONER**

Commissioner Tobia stated he thinks the audience should stay tuned until the closing minutes, that is when it appears the fun begins; just to be clear, he hopes Commissioner Barfield will take the bull by the horns on that one and when he does he hopes he will put a disclaimer on it that Chair Pritchett was kind enough to proffer; he knows that he certainly brought a member into the public arena, though he would argue he is probably already there; it was put on the Agenda; he knows this may have just come to Commissioner Barfield's attention and he asked that the Board give Representative Fine the ability to respond; he does not know that there are any charges there, because he is 100 percent sure there is no voting conflict here because voting conflict would be a special and unique benefit and Representative Fine does not work for this organization, to the best of his knowledge; therefore, he would not receive any special and unique benefit. He continued he does not know the outcome of this, whether it was improper one way or another; he does know the guidelines set up are for the Board; he does not know,

but would like the answer, of whether or not this is a proper correspondence; it troubled him because he said local option, and he has an ordinance coming up very soon, asking to do away with local options; none the less he would like to reserve some time for Representative Fine to come forward with his opinion as well as council to show that either what he did was incorrect or as he suspect's probably not the case; and one other mention for clarity, he is not an expert on Robert's Rule of Order but he would like to go over something to help Chair Pritchett and himself for clarification, the motion was made on his first resolution that it was similar or the same as a previous motion, and according to Robert's Rules of Order newly revised 11th Edition, it states motions are also improper when they present practically the same question as a motion previously decided at the same session. He went on to say in other words the motion was in fact not valid, but as the Board moves forward to invalidate something so it does not come up for discussion, he thought the Board could come forward to make motions to withdraw Robert's Rules of Order because all the Board needs is three votes; he stated as the moves forward to not mess with the rules, if the Board wants to silence an individual, as it did with the first one, he thinks the Board needs to make a motion, as it moves forward to discard Robert's Rules of Order with three votes which invalidates everything in the book and the Board can move forward without any problems; and he congratulated Chair Pritchett on her Chairmanship and wished her all the best.

Chair Pritchett stated she is going to try real hard to abide by that; she was not trying to do that, but honestly when she read it, it looked like the same one with a couple words; being an accountant she learned if it looks like a duck, walks like a duck, and quacks like a duck, it is a duck; and she apologized for that and stated she will get better with this.

Commissioner Tobia stated this is 400 pages and he does not expect her to, it is very difficult.

Chair Pritchett stated she got through a bit of it, but she will try to do much better.

Commissioner Tobia stated she handled that much more admirably than he could; and he just wants to, for simplicity and clarity sake, to waive the Rules and move forward.

Chair Pritchett stated she does not want to waive the Rules, she wants to work with this to help the Board; but, if he brings that up, she would be more than happy to embrace it and try to make those changes.

Commissioner Barfield stated as far as Representative Fine, all he is looking at is from the County perspective, what needs to happen and what the Board needs to do; what happens above that is out of his pay grade; he wants to make sure this County is secure from any influence so that this does not happen; and he would entertain anything Representative Fine would like to say; however, the fact is the Board has to fix its own house to prevent anything like that from happening.

#### **ITEM VIII.F., BOARD REPORTS, RE: CURT SMITH, DISTRICT 4 COMMISSIONER**

Commissioner Smith stated he has an issue that troubles him as well; he is listening to the statements regarding Representative Fine and he is sure there was no ill intent on his part; but there is no latitude when it come to the State Statutes and the State laws; he will give an example of one he is in the process of being involved in right now; approximately this time last year Commissioner Tobia instructed one of his employees to do an investigation on his financial reports and discovered some discrepancies; and although minor, one he remembers was he put down that his personal home was valued at, and his personal business property was valued at, and stated one was in Melbourne and the other in West Melbourne, technically that is a violation because he did not use the street address. He mentioned there were some others. He

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continued Commissioner Tobia instructed his employees to give that information to Matt Nye, who is a citizen of the County, and Mr. Nye filed an ethics complaint against him with the State; now as silly as it sounds, this is technically a violation, and he committed an ethics violation; so he is just saying to Representative Fine to beware of the fact that he did something that does not appear to be on the surface as ill intent, but in the State of Florida that can get him charged with an ethics complaint, if he has somebody with a vindictive attitude that wants to discredit his name; and that is just words to the wise. He went on to say in lieu of those statements, Commissioner Tobia has repeatedly conducted himself in a manner, he considers and is only his opinion, to be a discredit to this Commission; it started back in April or May at a Workshop that was attended by most of the cities, including Palm Shores Mayor McCormack; in that Workshop Commissioner Tobia accused Mayor McCormack of being a criminal; he is going to great lengths today to try to chastise Jim Ridenour for saying that remarks that Mr. Fine made were criminal; he did not say Mr. Fine was a criminal, he said the remarks were criminal; but that is enough for Commissioner Tobia to point fingers and make accusations; and he quickly made some notations. He stated Commissioner Tobia said earlier that the Board should be promoting good discourse between County and fellow elected officials; calling a fellow official, such as Mayor McCormack a criminal, is not promoting good discourse; as for serving the community in an upright fashion, he does not consider those statements to be doing that either; he considers what Commissioner Tobia did is treating this situation as he is the judge and the jury, just like when he accused him of whatever it was in the expense report that he submitted; and he pointed out that it was done when he was not even there to defend himself. He noted just for the record, it was back in May or June that the report was filed, and it was filed by his staff, not himself; one of the complaints was that he spent an extra \$50 because he needed leg room on an airplane; well anybody that knows him knows he does not need any extra leg room, and the only section of the plane that was available was that section; he did not make that reservation; after Commissioner Tobia started this thing with Mayor McCormack, he asked the County Attorney Scott Knox to put together a civility ordinance because the County does not have one to censure despicable behavior; and fortunately and unfortunately as long as there has been a Commission, evidently there has never been a Commissioner that conducted himself or herself in a way that anyone else on the Commission thought that there need to be a censure ordinance drawn up. He continued sadly that is not the case now; he thinks a censure ordinance is in order; even though he had Attorney Knox do this last June, he has been holding on to it because he thought maybe he was being silly of rushing to judgment; well Commissioner Tobia continues to act in a way that he considers a disgrace to this Commission; and he is not sure what his intent is, but he is sure that Commissioner Tobia is bound and determined to get him defeated in the next election, so this is pure politics; politics is one thing, but his conduct towards him and others in this community is beyond politics; and with that, he handed out the ordinance that he intends to bring forward at the next meeting, so the Board Members all have a chance to look at it. He commented he is discouraged that he has to do this, he tried not to do it for five months, however, Commissioner Tobia's conduct forces him to do it, and that is unfortunate.

**ITEM VIII.G., BOARD REPORTS, RE: KRISTINE ISNARDI, DISTRICT 5 COMMISSIONER/VICE CHAIR**

Commissioner Isnardi stated she will be brief on the latest Commission drama; she just wants to ask the Board to agree to disagree; that it starts acting like adults; and that the Board conducts people's business, because this is a waste of the public's time, a waste of the Board members collective time, and it is just ridiculous. She noted, with that being said, she has something positive to talk about; her office is back to doing the Elves for Elders Drive; this is where they take 70 wards of the State and provide them with basic necessities; there are different elders with different needs; and it is really awesome and sad at the same time that the simplest of personal requests they have are things like calendars, slippers, and things that most people

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take for granted. She continued if anyone is interested in adopting an elder that is a ward of the State and does not have family, to get in touch with her office, or contact Danielle Stern; their office number is 253-6611; no one has to adopt an individual and get every item on their list, sometimes people prefer to do that; but people can also drop off things to her office such as shampoo, blankets, slippers, and basic needs, and they will make sure the items get divided up; last year when they did this, it was very successful and they had extra items to divide among the individuals that they adopted; and she is so excited that former Commissioner Anderson's office did this before she got there and that Danielle Stern has taken the lead on this because she is very good at guilting people into helping out these fine folks at Christmas time.

Commissioner Smith stated he has a question; he inquired if rolls of quarters are still a good thing; she knows when this was done before, they gave rolls of quarters because a lot of the homeless people do their wash at the local laundry.

Commissioner Isnardi stated these folks are not homeless, they are wards of the State and a lot of them live in facilities and do not have family; they are joyful, tearful, and grateful for the outpouring of support they have received in the past from the community; and she reiterated to give her office a call and reach out.

Chair Pritchett stated there is a little plaque on the door coming in that she would not mind getting one for up there and use it as the Board's Mission Statement moving forward, it is about good debate and not getting personal.

Commissioner Smith stated that is true; he does not agree with his wife all the time, but at some point people have to agree without being disagreeable; to make things personal and to point fingers is the wrong way to go; and with regard to Mayor McCormack, there are people in this County that do agree that she is criminal, but he does not; she has not been charged with anything and until she is he thinks that for a member of the Board to act as a judge and jury and point the finger at someone is despicable; and Commissioner Tobia has done that to him the entire time he has been on this Board. He continued this ordinance will not do anything to him, it just gives the Board going forward, if he continues or any other Commissioners conduct themselves in manners that the Commission deems inappropriate, it gives the other members a manner in which it can go forward and chastise the individual personally. He commented hopefully Commissioner Tobia will clean up his program and will stop making personal attacks; and if he wants to get him defeated, he should go out and knock on doors and tell people whatever, just keep it civil.

**ITEM VIII.C., BOARD REPORTS, RE: RITA PRITCHETT, DISTRICT 1  
COMMISSIONER/CHAIR**

Chair Pritchett stated she has been getting calls and emails all week from a community that is a little upset about the Meals on Wheels funding so she wants to get this back in context; the vote noted was that the Board did not change the recommendations of the Community Based Organization (CBO) board because they had worked very hard and came up with a top 10 list of funding; in the motion, the discussion was Meals on Wheels and she thinks everyone on the Board understands the significance of that community outreach; and she commented for even the strongest Republicans out there being frugal with funds, when there is an investment to keep someone in their home the tax dollars saved in the future are much greater than the tax dollars being spent at this time. She continued this is the same way as the County is paving roads to keep from having to reconstruct them; that is an investment to cut the cost down the road and eventually it saves a lot of funds; Meals on Wheels will save the County a lot of tax dollars so it is a very good program; and the comments made at that time was the County is going to bring it in as its own line item and remove it from the CBO criteria, so they are not

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having to go through that same process every year. She added she wanted that all clarified because there is a lot of confusion; and Dave Berman did state that in the article, however, it was the very last line and she does not think anyone read it to the end.

Commissioner Isnardi stated it is funny Chair Pritchett brought that up because she was just talking to the County Manager Frank Abbate about that; her office is working on a resolution to include that as part of the Budget; this was an issue that she brought to Ian Golding, Housing and Human Services Director, a few months back on how to get that as a line item; she thinks it seems to be a thing with the CBO funding, and it commits this Board to taking care of the Meals on Wheels Program which she believes is the smart option; and the resolution she is working on says that the Board each year decides on the funding level, that way it is based on what it can afford out of the General Fund. She stated id Chair Pritchett would like she could finish the resolution if it matters which Board Member brings it back.

Chair Pritchett stated she thinks that is wonderful; even if someone has no heart for people at all, and is just looking at the financial aspect of it, this is a good thing to do. She gave a shout out to the USSSA for their ribbon breaking with over 400 people in attendance; she stated she drives by it every time she has a meeting and they have put in 15 fields; it is breathtaking, and as someone who grew up as a ball player, she looks at this as the most beautiful thing she has ever seen when she drives by it; the \$10 million commitment made of the Tourism Development Committee (TDC) funds that could only go towards professional sports and USSSA jumped in with another \$20 million, so people can now see the significance of that; In January they have a fast pitch coming up with 32 teams already signed up; and in February there is a Presidents Day classic with 68 teams signed up for that. She went on to say they are expecting 45 to 50 weekends a year to be filled up; in August 2018 they won the Women's Baseball World Cup, which will bring thousands of people to Brevard county; and she stated when she was growing up, they would take over a city for the tournaments they attended, so it is significant to tourism dollars that will be coming in; and she thinks this will be a real game changer as far as the economy goes. She stated she also expressed her appreciation to Commissioner Smith for his leadership over the past year, and she mentioned she hopes she does as well as he did; she thanked Commissioner Isnardi for all she is doing with the elderly; and she noted her office took on project of collecting coats for school aged children, so if anyone wants to bring a used or new coat they will get them to the elementary and Junior High Schools.

Frank Abbate, County Manager, stated Jim Liesenfelt and Don Walker joined him at the ribbon cutting; the one additional point he would like to add is, at that time the CEO announced that they anticipated having 500,000 people walk through that facility in 2018, which is quite an impressive number; and looking at the facility and with their investment, he is very much looking forward to seeing that in fruition and the types of opportunities that it will bring to the community next year and beyond.

Chair Pritchett wished everyone a Happy Thanksgiving.

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Upon consensus of the Board, the meeting adjourned at 11:13 a.m.

ATTEST:

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SCOTT ELLIS, CLERK

\_\_\_\_\_  
RITA PRITCHETT, CHAIR  
BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA

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